

PATENT APPLICATION SERIAL NO. \_\_\_\_\_

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

09/25/2003 SHINASSI 00000055 10666636

01 FC:2001 375.00 DP

Adjustment date: 12/17/2003 AGOITOM

09/25/2003 SHINASSI 00000055 10666636

01 FC:2001 -375.00 DP

12/17/2003 AGOITOM 00000006 100220 10666636

01 FC:1001 375.00 DA 375.00 DP

Adjustment date: 02/12/2004 SDIRETA1

12/17/2003 AGOITOM 00000006 100220 10666636

01 FC:1001 375.00 CR -375.00 DP

PTO-1556  
(5/87)

U.S. Government Printing Office: 2002 — 499-247/88033

02/12/2004 SDIRETA1 00000001 10666636

01 FC:2001 375.00 DP

**JACOX, MECKSTROTH & JENKINS**

ATTORNEYS AT LAW

PATENT, TRADEMARK & COPYRIGHT MATTERS

2310 FAR HILLS BUILDING

DAYTON, OHIO 45419-1575

E-MAIL: LAW@MJ.BIZ

February 4, 2004

TELEPHONE

937/298-2811

PATENT

2004 FEB 4

US MAIL

FACSIMILE

937/298-7418

Mail Stop 16  
Director of the U.S. Patent and Trademark Office  
PO Box 1450  
Alexandria VA 22313-1450

Re: Deposit Account : No. 10-0220  
U.S. Patent Application : Serial No. 10/666,636  
Filed : September 18, 2003  
Title : **VACUUM INSULATED PANEL AND  
CONTAINER**  
Inventor : Nicholas Wynne  
Docket : 7659-D

Sir:

**REQUEST FOR REFUND UNDER 37 CFR §1.26**

Enclosed is a copy of the Monthly Statement of our Deposit Account No. 10-0220 and showing a charge for an additional filing fee of \$375 for the above application.

Also enclosed are copies of the Utility Patent Application Transmittal and the Fee Transmittal for FY 2003 and the two page Data Entry Sheet. The Application Transmittal form and the Fee Transmittal form both indicate that applicant's assignee is a small entity. However, page 1 of the Data Entry Sheet erroneously indicated that applicant's assignee was not a small entity.

Applicant's assignee is in fact a small entity. Accordingly, the undersigned attorney requests that Deposit Account No. 10-0220 be credited with \$375.

Respectfully submitted,

JACOX, MECKSTROTH & JENKINS



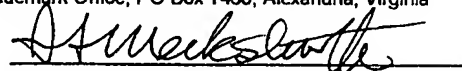
Alan F. Meckstroth  
Reg. No. 22,607

AFM:pm  
February 4, 2004  
Dayton, Ohio 45419-1575  
937/298-2811

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop 16, Director of the U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450, on

2-4-04

  
ALAN F. MECKSTROTH - REG. NO. 22,607



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

**MONTHLY STATEMENT  
OF DEPOSIT ACCOUNT**

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

JACOX MECKSTROTH & JENKINS  
ALAN F. MECKSTROTH  
2310 FAR HILLS BUILDING

DAYTON OH 45419

FINA

Under Secretary of Commerce for Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
www.uspto.gov

Account No.	100220
Date	12-31-03
Page	1

PLEASE SEND REMITTANCES TO:  
U. S. Patent and Trademark Office  
P.O. Box 70541  
Chicago, IL 60673

DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
12	17	03	12	10666636	7659-D	1001	375.00	3085.10
<div>COPIY</div> <div>RECEIVED FEB 03 2004</div> <div>US PATENT &amp; TRADEMARK OFFICE</div> <div>PATENT &amp; TRADEMARK DIVISION</div>								
AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT					OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
					3460.10	375.00	0.00	3085.10

Please type a plus sign (+) inside this box → ☒

PTO/SB/05 (03-01)  
Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 7659-D  
First Inventor Nicholas Wynne  
Title VACUUM INSULATED PANEL AND...  
Express Mail Label No. ER 044387274 US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 16]  
(Preferred arrangement set forth below)
- Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the invention
  - Brief Summary of the invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure

4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 6]

5. Oath or Declaration. [Total Pages 2]

- a. ☐ Newly executed (original or copy)
- b. ☒ Copy from a prior application (37 CFR 1.63 (d))  
(for continuations/divisional with Box 18 completed)

- i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).

6. ☒ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement of Power of Attorney  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent.
17. ☐ Other: .....

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP)

of prior application No. 09, 642,877

Prior application Information:

Examiner Brian D. Nash

Group Art Unit: 3721

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 6b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

or ☒ Correspondence address below

Name ALAN F. MECKSTROTH  
JACOX, MECKSTROTH & JENKINS  
Address 2310 Far Hills Building  
City Dayton, Ohio 45419-1575 State Ohio Zip Code 45419-1575  
Country USA Telephone 937/298-2811 Fax 937/298-7418

Name (Print/Type) Alan F. Meckstroth Registration No. (Attorney/Agent) 22,607  
Signature [Signature] Date 9-18-03

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Approved for use through 04/30/2003. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003, Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$375

## Complete if Known

Application Number  
Filing Date  
First Named Inventor **Nicholas Wynne**  
Examiner Name  
Art Unit  
Attorney Docket No. **7659-D**

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number **10-0220**  
Deposit Account Name **Alan F. Meckstroth**

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below. ☐ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application.

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)		
1001	750	2001	375	Utility filing fee	375
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$375

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims  Extra Claims  Fee from below  Fee Paid   
Independent Claims  -20\*\* =  X   
Multiple Dependent Claims  -3\*\* =  X

Large Entity		Small Entity		Fee Description
Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

## SUBMITTED BY

Name (Print/Type) **Alan F. Meckstroth** Registration No. **22,607** Telephone **937/298-2811**  
Signature *Alan F. Meckstroth* Date **9-18-03**

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.